

APPLICATION FOR PERMIT

Nº 49723

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office

FEB 18 1986

Returned to applicant for correction

MAR 18 1986

Corrected application filed

MAY 08 1986

Map filed

MAY 08 1986

The applicant Potosi Ltd./ Augustine C. Bustos (General Partner)

601 S. Rancho Dr. D-34

Las Vegas

Street and No. or P.O. Box No.

City or Town

Nevada 89106

State and Zip Code No.

, hereby make^s application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-tion; if a copartnership or association, give names of members.) Potosi Ltd. A Nevada Limited Partnership

(Members: Don and Linda Gilbert, Joe and Susan Cannavo, Joe Garcia, Bert and Judy Olsen and Brent Childress.)

1. The source of the proposed appropriation is

Potosi Springs

Name of stream, lake, spring, underground or other source

2. The amount of water applied for is

1.0 C.F.S.

second-feet

One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet

3. The water to be used for

Commercial Use

Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated

N/A

(b) Stockwater, state number and kinds of animals to be watered

N/A

(c) Other use (describe fully under "No. 12. Remarks")

See Statement 12

(d) Power:

(1) Horsepower developed

N/A

(2) Point of return of water to stream

N/A

5. The water is to be diverted from its source at the following point

within the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 1, T23S

Describe as being within a 40-acre subdivision of public

R57E, M.D.B.M. from which the Northeast corner of said Section 1, bears

survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

N43° 45' 41" E a distance of 6415.96 ft.

6. Place of use

the SW $\frac{1}{4}$ SW $\frac{1}{4}$ and the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 1, T23S, R57E, M.D.B.M. and the

Describe by legal subdivision. If on unsurveyed land, it should be so stated.

NW $\frac{1}{4}$ NW $\frac{1}{4}$ and the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 12, T23S, R57E, M.D.B.M.7. Use will begin about January 1st

Month and Day

and end about December 31st

Month and Day

, of each year.

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and

Drill 10" steel cased well install 5 horse powerspecifications of your diversion or storage works.) pump with the capability 22 gals. p/min.,

necessary piping, filters, storage

State manner in which water is to be diverted, i.e. diversion structure, ditches and

tanks and appurtenances for the distribution of spring water and the developing of

flumes, drilled well with pump and motor, etc.

the historical site.

9. Estimated cost of works

\$20,000

10. Estimated time required to construct works..... 2 years
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... 5 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Estimated annual use 1,971,000 gallons + or - based on the flow rate of 3.75 gal/min. 24 hours per day, 7 days a week, 52 weeks a year. Upon the bulk sales that would exceed the annual flow rate we will install a 10" steel cased well to increase our flow for a bottled water distribution center for sale to the public. We will also have an area for wild life to water.

By..... s/ Augustine C. Bustos (General Partner)
601 So. Rancho Dr. D-34
Las Vegas, Nevada 89106

Compared dn/jm..... js/se.....

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the 0.0078 c.f.s., herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to a beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued specifically subject to Permit 2377, Certificate 317. If this source is to be supplemented by a well a separate appropriation must be approved and drilled under all rules and regulations pertaining to well drillers.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0078 cubic feet per second, but not to exceed 1.84 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before..... October 24, 1988

Proof of completion of work shall be filed on or before..... November 24, 1988

Application of water to beneficial use shall be made on or before..... October 24, 1990

Proof of the application of water to beneficial use shall be filed on or before..... November 24, 1990

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed..... IN TESTIMONY WHEREOF, I, PETER G. MORROS
State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed..... my office, this 24th day of October

Cultural map filed.....

A.D. 19 86

Certificate No..... Issued.....

[Signature]
State Engineer

218 (Rev.)

CANCELLED FEB 9 - 1993 BECAUSE OF FAILURE
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

[Signature] STATE ENGINEER